

FILED
U.S. DISTRICT COURT

2018 OCT 12 P 12:01

DISTRICT OF UTAH

Name & Number: Brian Oblad
Attorney Pro Se
Utah State Prison
PO Box 250
Draper, Utah 84020

#152451

Case: 2:18-cv-00793
Assigned To : Stewart, Ted
Assign. Date : 10/10/2018
Description: Oblad v. Ramirez

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IN THE UNITED STATES DISTRICT COURT, DISTRICT OF UTAH
CENTRAL DIVISION

OCT 10 2018

U.S. DISTRICT COURT

Brian Oblad on behalf of
All who are Plaintiff,
Similarly Situated
vs.

Case No. _____

Billie Casper & Lucy Ramirez
JOHN DOES 1-10, employees at
Utah State Prison, individually,

CIVIL RIGHTS COMPLAINT AND
DEMAND FOR JURY TRIAL

Pursuant to 42 U.S.C. §1983

Defendants.
STATE OF UTAH

JURISDICTION

1. Plaintiff Brian Oblad is a citizen of Utah, who presently resides at the Utah State Prison, P.O. Box 250, Draper, Utah 84020.

2. Defendant Billie Casper is a citizen of Utah, and is employed as the Lucy Ramirez at the Utah State Prison for the Utah

Department of Corrections. At the time the claim(s) alleged in this complaint arose, this defendant was acting under color of state law in that he/she is the Grievance Coordinator at the Utah State Prison for the Utah Department of Corrections and is directly responsible for the wrongful actions alleged herein.

(2) Supporting Facts: STAFF DENY ALL CLAIMS regardless
IF the have merit or not. They delay ignore
in efforts to minimize STATE Liability in EFFORTS
TO minimize Accountability BY officers and
STAFF.
Prison STAFF will NOT ACCEPT any responsibility
to solve Prisoner's grievances.

D. INJURY

1. How have you been injured by the actions of the defendant(s)?

When STAFF chose to IGNORE Prisoner
Petitions without any EFFORT to resolve
issues THEY create A Liberty Interest
in the form of A Eighth Amendment
VIOLATION OF Cruel & unusual Punishment.
THIS also creates DUE Process VIOLATIONS

E. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

1. Have you filed other lawsuits in state or federal court that deal with the same facts that are involved in this action or otherwise relate to the conditions of your imprisonment?
YES X / NO _____. If your answer is "YES," describe each lawsuit. (If there is more than one lawsuit, describe additional lawsuits on additional separate pages, using the same outline.)

- a. Parties to previous lawsuit:

Plaintiff(s): Brian O'Neil

Defendant(s): Lori Smith, STATE OF UTAH, Contract Attorney ET AL,
UNITED STATES DISTRICT COURT.

- b. Name of court and case or docket number:

J:17:CV:102

J:17:CV 95

LEGAL ACCESS

oblad v Rumber
grievance system

3. Defendant *Will Casper* is a citizen of Utah, and is employed as the *Grievance Coordinator* at the Utah State Prison for the Utah Department of Corrections. At the time the claim(s) alleged in this complaint arose, this defendant was acting under color of state law in that he/she is the _____ for the Utah Department of Corrections and is directly responsible for the wrongful actions alleged herein.

4. Other Defendants by name and position, if known: *Lucy Rumber*
Current Grievance Coordinator has not made an
Effort to solve Prisoners Complaints At the
lowest possible level.

5. Defendant John Does 1-10, whose true names are unknown and when true names are ascertained the pleadings will be amended accordingly, are citizens of Utah, and are employed at the Utah State Prison. At the time the claim(s) alleged in this complaint arose, these defendants were acting under color of state law in that they are employees for the Utah Department of Corrections and are directly responsible for wrongful actions alleged herein.

6. Jurisdiction is invoked pursuant to 28 U.S.C. §1343 (3); and 42 U.S.C. §1983.

B. NATURE OF CASE

7. Why are you bringing this case to court? Describe the circumstances that led to the problem (include the who/what/when/where of your claims):

The grievance system is very one sided in efforts of minimizing prisoner petitions. it hopes limited the amount of lawsuits filed by prisoners here @ Utah Department of Corrections, And in doing so violates my First Amendment rights as well as due process because the prison will not accept any sort of liability. The prison staff who answer our grievances are employed by the state creating a clear conflict of interest.

On many occasions after receiving staff's alleged replies I am madder then when I first found out about the issue im grieving.

obad v fambre
grievance system

the grievance system is very one sided
in efforts to minimize Department of
Corrections Liability, (Hoskins v. Lencar,
395 F.3d 372, 375 (7th cir 2005))

As prisoners we can ONLY grieve one
ISSUE Against Prison staff, However
For example with the contract Attorney
has many issues to grieve

C. CAUSE OF ACTION

6. Plaintiff alleges that the following constitutional rights, privileges or immunities have
been violated and that the following facts form the basis for the allegations:

1. Count I: Plaintiff's Sixth Amendment and Liberty Interests to equal protection
are denied by the Defendant based upon the following: the state owe to

for STATE to Deny all claims in effort to
silence prisoners when they try to speak
out against Department of Corrections

2. Count II: Plaintiff's Eighth Amendment and Liberty Interests to be free

from cruel and unusual punishment have been violated by Defendants' actions in that

when prison staff ignore petitions filed by prisoners there are efforts to minimize complaints filed by prisoners this creates a toxic situation where prisoners rights go right out the window there needs to be change in the grievance system.

All staff do is Deny, Deny Deny, This is an untrustworthy actions by defendants. Lack of transparency & out right deceptive tactics by staff

Other rights being violated (include amendments as appropriate): This situation effects our due process rights and has a dishonest intention in mind. Personally I have been denied in my efforts to find a solution to problems with staff and basically said oh fuck with corrections all together.

Obad v. Lander
grievance system

D. INJURY

Describe how you were injured as a result of the claims herein:

(Meriwether v. Coughlin 879 F.2d AT 1064)
Prison staff violate my First Amendment
right to Petition the government for
redress of grievances

E. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

13. Plaintiff has not filed any other law suits in state or federal court dealing with the same facts involved in this action.

14. Plaintiff has previously sought informal or formal relief from the appropriate administrative officials regarding the acts complained of herein to no avail.

F. REQUEST FOR RELIEF

WHEREFORE, Plaintiff prays for the following relief:

- a) Trial by jury.
- b) That counsel be appointed to represent the Plaintiff in this action.
- c) Punitive damages in the amount of \$350,000. dollars
- d) Compensatory damages in the amount of 350,000. Dollars

- e) Grant attorney fees and court costs for this action.
- f) Such other and further relief the court deems just and proper.

DATED this 9th day of September, 20 18

Brian OBLAD
Plaintiff, Attorney pro se

Court clerk

I DON'T HAVE a case # ^{TO} put on these
documents yet, however they are all
intended to go with the grievance system
Lawsuit oblad v. Ramirez ET AL

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U.S. DISTRICT COURT

Thank you

Brian Delad

#152451

Brian Oblad #152451
UTAH STATE PRISON
PO BOX 250
DRAPER, UT 84020-0250

Brian David

Inmate Name

152451

Inmate Offender Number

VI-112

Inmate Housing

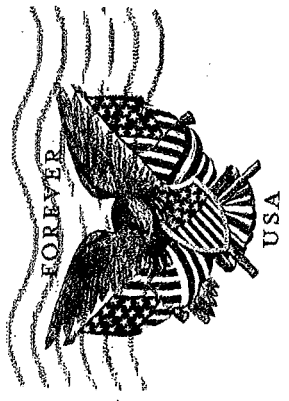
Utah State Prison

P. O. Box 250

Draper, Utah 84020-0250

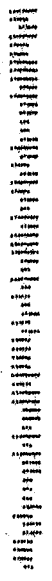
SALT LAKE CITY UT 840

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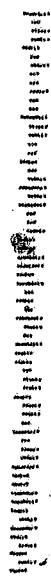


United States Court House clerk's office
351 South West Temple Magistrate Judge
SLC, UT 84101

Brian David
Legal Mail



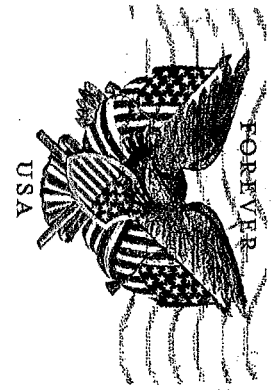
64101-150899



64101-150899

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SLC, UT 84101



05 OCT 2016 PM 3:1

Inmate Name Brian David
Inmate Offender Number 152451
Inmate Housing VI-112
Utah State Prison
P. O. Box 250
Draper, Utah 84020-0250

SALT LAKE CITY UT 840